

CITY COUNCIL MINUTES
NORMAN UTILITIES AUTHORITY MINUTES
NORMAN MUNICIPAL AUTHORITY MINUTES
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES

May 11, 2010

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 11th day of May, 2010, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray and at the Norman Public Library at 225 North Webster 24 hours prior to the beginning of the meeting.

PRESENT:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
ABSENT:	Councilmembers Kovach and Quinn

The Pledge of Allegiance was led by Mayor Rosenthal.

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City Staff provided an update on storm damage within the City limits of Norman including a presentation of photographs of the damage.

- Items submitted for the record
 - 1. Photographs of storm damage
- Participants in discussion
 - 1. Mr. Steve Lewis, City Manager
 - 2. Mr. James Fullingim, Fire Chief
 - 3. Mr. Ken Komiske, Director of Utilities
 - 4. Mr. Shawn O’Leary, Director of Public Works

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Item 3, being:

ANNUAL REPORT ON THE CURBSIDE RECYCLING PROGRAM.

Mr. Ken Komiske, Director of Utilities, presented the annual report on the Curbside Recycling Program.

- Items submitted for the record
 - 1. City of Norman, Oklahoma, Curbside Recycling Annual Report, April 12, 2010

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Item 4, being:

CONSENT DOCKET

Councilmember Cubberley moved that Item 5 through Item 30 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Griffith; and the question being upon the placement on the consent docket by unanimous vote of Item 5 through Item 30, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Item 5 through Item 30 were placed on the consent docket by unanimous vote.

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Item 5, being:

CITY COUNCIL PLANNING AND COMMUNITY DEVELOPMENT COMMITTEE MINUTES
OF APRIL 9, 2010
CITY COUNCIL STUDY SESSION MINUTES OF APRIL 20, 2010
CITY COUNCIL FINANCE COMMITTEE MEETING OF APRIL 21, 2010
CITY COUNCIL STUDY SESSION MINUTES OF APRIL 27, 2010
CITY COUNCIL MINUTES OF APRIL 27, 2010
NORMAN UTILITIES AUTHORITY MINUTES OF APRIL 27, 2010
NORMAN MUNICIPAL AUTHORITY MINUTES OF APRIL 27, 2010
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF APRIL 27, 2010

Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, Councilmember Cubberley moved that the minutes be approved and the filing thereof be directed, which motion was duly seconded by Councilmember Dillingham;

- Items submitted for the record
- 1. City Council Planning and Community Development Committee minutes of April 9, 2010
 - 2. City Council Study Session minutes of April 20, 2010
 - 3. City Council Finance Committee minutes of April 21, 2010
 - 4. City Council Study Session minutes of April 27, 2010
 - 5. City Council minutes of April 27, 2010
 - 6. Norman Utilities Authority minutes of April 27, 2010
 - 7. Norman Municipal Authority minutes of April 27, 2010
 - 8. Norman Tax Increment Finance Authority minutes of April 27, 2010

and the question being upon approving the minutes and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the minutes approved; and the filing thereof was directed.

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Item 6, being:

CONSIDERATION OF ORDINANCE NO. O-0910-34 UPON FIRST READING BY TITLE: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTIONS 14-411(D) AND 14-507 TO CHAPTER 14 OF THE CODE OF THE CITY OF NORMAN TO INCREASE MUNICIPAL COURT COSTS; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Councilmember Cubberley moved that the ordinance be Introduced and adopted upon First Reading by title, which motion was duly seconded by Councilmember Dillingham;

- Items submitted for the record
- 1. Memorandum dated April 19, 2010, from Ronda Guerrero, Municipal Court Clerk, to the Honorable Mayor and Councilmembers
 - 2. Ordinance No. O-0910-34
 - 3. Legislatively notated copy of Ordinance No. O-0910-34

and the question being upon the Introduction and adoption of the ordinance upon First Reading by title, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the ordinance was Introduced, read, and adopted upon First Reading by title.

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Item 7, being:

CONSIDERATION OF THE MAYOR'S APPOINTMENTS OF PAMELA NORMILE AND MARK PELFREY TO THE SOCIAL AND VOLUNTARY SERVICES COMMISSION.

SOCIAL AND VOLUNTARY SERVICES COMMISSION
TERM: 05-11-10 TO 12-09-13: PAMELA NORMILE, 3713 WINDOVER DRIVE
TERM: 05-11-10 TO 12-09-13: MARK PELFREY, 5814 HICKORY BEND DRIVE

Councilmember Cubberley moved that the appointments be confirmed, which motion was duly seconded by Councilmember Dillingham; and the question being upon confirming the appointments, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the appointments were confirmed.

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Item 8, being:

SUBMISSION AND ACKNOWLEDGING RECEIPT OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF MARCH, 2010, AND DIRECTING THE FILING THEREOF.

Councilmember Cubberley moved that receipt of the report be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Dillingham;

- Items submitted for the record
1. Finance Director's Investment Report of March 31, 2010

and the question being upon acknowledging receipt of the report and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and receipt of the report acknowledged; and the filing thereof was directed.

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Item 9, being:

SUBMISSION OF THE THIRD INCLUSIVE COMMUNITY REPORT SUBMITTED BY THE HUMAN RIGHTS COMMISSION.

Councilmember Cubberley moved that receipt of the report be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Dillingham;

- Items submitted for the record
1. Norman's Third Inclusive Community Discussion dated May 3, 2010, from the Human Rights Commission
- Participants in discussion
1. Mr. Michael Ridgeway, Chairman of the Human Rights Commission
 2. Ms. Ann Gallagher, 1522 East Boyd Street, made comments

Item 9, continued:

and the question being upon acknowledging receipt of the report and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and receipt of the report acknowledged; and the filing thereof was directed.

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Item 10, being:

CONSIDERATION OF THE DECLARATION OF EQUIPMENT AS SURPLUS AND/OR OBSOLETE AND OF AUTHORIZATION FOR THE SALE THEREOF.

Councilmember Cubberley moved that the equipment be declared to be surplus and/or obsolete and the sale thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

- Items submitted for the record
- 1. Memorandum dated April 21, 2010, from Frederick L. Duke, Procurement Analyst, through Anthony Francisco, Finance Director, to Honorable Mayor and Councilmembers
 - 2. Inventory of Goods to Be Auctioned

and the question being upon declaring the equipment to be surplus and/or obsolete and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the equipment declared to be surplus and/or obsolete; and the sale thereof was authorized.

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Item 11, being:

CONSIDERATION OF THE ACCEPTANCE OF A DONATION OF 1,570 BATTERIES VALUED AT \$3,000 FROM RAYOVAC BATTERY CORPORATION AND BATTERIESPLUS TO BE USED BY THE POLICE DEPARTMENT.

Councilmember Cubberley moved that a of 1,570 batteries valued at \$3,000 from Rayovac Corporation and BatteriesPlus to be used by the Police Department be accepted, which motion was duly seconded by Councilmember Dillingham;

- Items submitted for the record
- 1. Memorandum dated April 20, 2010, from Phil Cotten, Chief of Police, to Honorable Mayor and City Councilmembers

and the question being upon accepting a donation of 1,570 batteries valued at \$3,000 from Rayovac Corporation and BatteriesPlus to be used by the Police Department, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and a donation of 1,570 batteries valued at \$3,000 from Rayovac Corporation and BatteriesPlus to be used by the Police Department was accepted.

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Item 12, being:

CONSIDERATION OF ACCEPTANCE OF PERMANENT UTILITY EASEMENT NOS. E-0910-56 AND E-0910-58 AND TEMPORARY CONSTRUCTION EASEMENT NOS. E-0910-57 AND E-0910-59 BY JOLYNN O'SHEA-WALKER AND MARK EDWARD WALKER IN THE AMOUNT OF \$3,050; PERMANENT UTILITY EASEMENT NO. E-0910-60 AND TEMPORARY CONSTRUCTION EASEMENT NO.-0910-61 FROM LOUIS AND JAMIE BRUEHL IN THE AMOUNT OF \$9,605; PERMANENT UTILITY EASEMENT NO. E-0910-62 DONATED BY ZACK R. MCCAIN, JR., AND MARY JANE MCCAIN; PERMANENT UTILITY EASEMENT NO. E-0910-64 DONATED BY LEO D. AND BERTIE F. SNOW; PERMANENT UTILITY EASEMENT NO. E-0910-66 AND TEMPORARY CONSTRUCTION EASEMENT NO. E-0910-67 BY DANIEL L. BRUEHL, JR., AND FRANCES C. BRUEHL IN THE AMOUNT OF \$950; PERMANENT UTILITY EASEMENT NO. E-0910-68 DONATED BY DEBORAH ANN CASE; AND PERMANENT UTILITY EASEMENT NO. E-0910-70 AND TEMPORARY CONSTRUCTION EASEMENT NO. E-0910-71 BY JACOB W. AND MONA M. FREDRICKSON IN THE AMOUNT OF \$1,275 IN CONNECTION WITH THE RAW WATER LINE PROJECT.

Acting as the City Council and Norman Utilities Authority, Councilmember Cubberley moved that the easements be accepted, the filing of the permanent easements with the Cleveland County Clerk and the temporary easements with the City Clerk be directed, and payment for the easements where applicable be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Memorandum dated April 13, 2010, from Chris Mattingly, Utilities Superintendent, to Mayor and Council of City of Norman
- 2. Location maps
- 3. Easement No. E-0910-56 with Exhibit No. One, location map
- 4. Temporary Easement No. E-0910-57 with Exhibit One, location map
- 5. Easement No. E-0910-58 with Exhibit No. One, location map
- 6. Temporary Easement No. E-0910-59 with Exhibit One, location map
- 7. Easement No. E-0910-60 with Exhibit No. One, location map
- 8. Temporary Easement No. E-0910-61 with Exhibit One, location map
- 9. Easement No. E-0910-62 with Exhibit No. One, location map and Supplement to Easement Agreement
- 10. Easement No. E-0910-64 with Exhibit No One, location map and Supplement to Easement Agreement
- 11. Easement No. E-0910-66 with Exhibit No. One, location map
- 12. Temporary Easement No. E-0910-67 with Exhibit One, location map
- 13. Easement No. E-0910-68 with Exhibit No. One, location map
- 14. Easement No. E-0910-70 with Exhibit No. One, location map
- 15. Temporary Easement No. E-0910-71 with Exhibit One, location map

and the question being upon accepting the easements and upon the subsequent directive and authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the easements accepted; the filing of the permanent easements with the Cleveland County Clerk and the temporary easements with the City Clerk was directed and payment for the easements where applicable was authorized.

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Item 13, being:

CONSIDERATION OF A FINAL PLAT FOR CANAAN ACRES ADDITION, ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN, AND APPROVAL OF DEFERRED CONSTRUCTION OF STREET IMPROVEMENTS FOR FRANKLIN ROAD.

Councilmember Cubberley moved that the final plat and the deferral of street improvements for Franklin Road be approved; the public dedications contained within the plat be accepted; the Mayor be authorized to sign the final plat subject to the City Development Committee’s acceptance of all required public improvements and receipt of a fee in the amount of \$19,073.50 for deferred street improvements for Franklin Road within ten 10 days after approval; and the filing of the final plat be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Memorandum dated April 26, 2010, from Ken Danner, Development Manager, to Honorable Mayor and Councilmembers
- 2. Location map
- 3. Preliminary plat
- 4. Final plat
- 5. Staff Report dated April 8, 2010, recommending approval
- 6. Engineer’s estimated dated April 5, 2010, from Phil Clour, P.E., L.S., Clour Planning and Engineering Services, in the amount of \$19,073.50
- 7. Pertinent excerpts from Planning Commission minutes of April 8, 2010

and the question being upon approving the final plat and the deferral of street improvements for Franklin Road and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and the final plat and the deferral of street improvements for Franklin Road approved; the public dedications contained within the plat were accepted, the Mayor was authorized to sign the final plat subject to the City Development Committee’s acceptance of all required public improvements and receipt of a fee in the amount of \$19,073.50 for deferred street improvements for Franklin Road within ten 10 days after approval, and the filing of the final plat was directed.

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Item 14, being:

CONSIDERATION OF A FINAL PLAT FOR HIGHLAND VILLAGE ADDITION, SECTION 2, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN.

Councilmember Cubberley moved that the final plat be approved; the public dedications contained within the plat be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee’s acceptance of all required public improvements; and the filing of the final plat be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Memorandum dated April 19, 2010, from Ken Danner, Development Manager, to Honorable Mayor and Councilmembers
- 2. Location map
- 3. Revised preliminary plat
- 4. Final plat
- 5. Staff Report dated August 13, 2009, recommending approval
- 6. Pertinent excerpts from Planning Commission minutes of August 13, 2009

Item 14, continued:

and the question being upon approving the final plat and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the final plat approved; the public dedications contained within the plat were accepted, the Mayor was authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee’s acceptance of all required public improvements, and the filing of the final plat was directed.

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Item 15, being:

CONSIDERATION OF A FINAL PLAT FOR PARK PLACE ADDITION, SECTION 7, AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN.

Councilmember Cubberley moved that the final plat be approved; the public dedications contained within the plat be accepted; the Mayor be authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee’s acceptance of all required public improvements; and the filing of the final plat be directed, which motion was duly seconded by Councilmember Dillingham;

- Items submitted for the record
1. Memorandum dated April 20, 2010, from Ken Danner, Development Manager, to Honorable Mayor and Councilmembers
 2. Location map
 3. Revised preliminary plat
 4. Final plat
 5. Staff Report dated October 11, 2007, recommending approval
 6. Pertinent excerpts from Planning Commission minutes of October 11, 2007

and the question being upon approving the final plat and upon the subsequent acceptance, authorization, and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the final plat approved; the public dedications contained within the plat were accepted, the Mayor was authorized to sign the final plat and subdivision and maintenance bonds subject to the City Development Committee’s acceptance of all required public improvements, and the filing of the final plat was directed.

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Item 16, being:

CONSIDERATION OF AN AMENDMENT TO CONSENT TO ENCROACHMENT NO. 0809-9 FOR LOT 7, BLOCK 3, BROOKHAVEN NO. 34 ADDITION. (4300 MIDDLEFIELD COURT)

Councilmember Cubberley moved that an amendment to Consent to Encroachment No. 0809-9 be approved and the filing thereof with the Cleveland County Clerk be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Memorandum dated April 27, 2010, from R. Blaine Nice, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to the Honorable Mayor and Councilmembers
2. Amended Consent to Encroachment No. 0809-9
3. Letter of request dated March 16, 2010, from Troy A. Flax, to Brenda Hall, City Clerk
4. Site plans
5. Memorandum dated April 20, 2010, from Brenda Hall, City Clerk, to Jeff Bryant, City Attorney; Doug Koscinski, Current Planning Manager; Ken Danner, Development Coordinator; and Ken Komiske, Director of Utilities
6. Memorandum dated April 20, 2010, from Jim Speck, Capital Projects Engineer, to Brenda Hall, City Clerk
7. Memorandum dated April 22, 2010, from Ken Danner, Development Coordinator, to Blaine Nice, Assistant City Attorney
8. Letter of No Objection from Shannon Davis, South-Metro Area Supervisor, Oklahoma Natural Gas Company, to Ken Danner, Development Coordinator Manager
9. Email dated March 22, 2010, from Drew Norlin to Utility Companies
10. Email dated March 24, 2010, from Thad Peterson, Oklahoma Electric Cooperative to Ken Danner
11. Letter dated May 26, 2009, from Terri Hayes, Manager – OSP Planning and Engineering Design, Norman/Noble Wire Centers, AT&T, to Whom It May Concern
12. Letter dated May 28, 2009, from Marshall Birchett, Right-of-Way Agent, Cox Communications, Inc., to Ken Danner, Planning and Community Development
13. Letter dated April 21, 2010, from Timothy J. Bailey, Right-of-Way Agent, OG&E Electric Services, to Troy Flax
14. Pertinent excerpts from City Council minutes of June 23, 2009.

and the question being upon approving an amendment to Consent to Encroachment No. 0809-9 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and an amendment to Consent to Encroachment No. 0809-9 approved; and the filing thereof with the Cleveland County Clerk was directed.

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Item 17, being:

SPECIAL CLAIM NO. 0910-6: A CLAIM IN THE AMOUNT OF \$3,961.90 FROM OKLAHOMA GAS AND ELECTRIC COMPANY (OG&E) THROUGH CMR CLAIMS MANAGEMENT RESOURCES FOR DAMAGES INCURRED TO A UTILITY POLE AT THE INTERSECTION OF RICH STREET AND CRAWFORD AVENUE BY A POLICE VEHICLE.

Councilmember Cubberley moved that Special Claim No. 0910-6 be approved and payment in the amount of \$3,961.90 be directed contingent upon obtaining a Release and Covenant Not to Sue from OG&E, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Memorandum dated April 19, 2010, from Jeanne Snider, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to the Honorable Mayor and Councilmembers
- 2. Special Claim No. 0910-6 dated January 18, 2010, submitted by Holly Finley, CMR Claims Management Resources, on behalf of Oklahoma Gas and Electric Company for an undetermined amount
- 3. Invoice for Claim No. 8559864 dated February 18, 2010, from Claims Management Resources in the amount of \$3,961.90
- 4. Memorandum dated January 20, 2010, from Brenda Hall, City Clerk, to Phil Cotten, Police Chief, and Jeff Bryant, City Attorney
- 5. Official Oklahoma Traffic Collision Report No. 2009-13501 dated October 14, 2009

and the question being upon approving Special Claim No. 0910-6 and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Special Claim No. 0910-6 approved; and payment in the amount of \$3,961.90 was directed contingent upon obtaining a Release and Covenant Not to Sue from OG&E.

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Item 18, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-0910-5: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND CLEVELAND AREA RAPID TRANSIT (CART) AS PART OF THE 35TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM, INCREASING THE CONTRACT AMOUNT BY \$7,000 TO PROVIDE BUS PASSES FOR LOW AND MODERATE INCOME CITIZENS THROUGH THE REMAINDER OF FYE 2010.

Councilmember Cubberley moved that Amendment No. One to Contract No. K-0910-5 with CART increasing the contract amount by \$7,000 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Memorandum dated April 23, 2010, from Linda R. Price, Revitalization Manager, to Honorable Mayor and Councilmembers
- 2. Amendment No. One to Contract No. K-0910-5
- 3. Pertinent excerpts from City Council Transportation Committee minutes of April 22, 2010
- 4. Purchase Requisition No. 0000170348 dated April 23, 2010, in the amount of \$7,000 to CART

Participants in discussion

- 1. Ms. Ann Gallagher, 1522 East Boyd Street, made comments

Item 18, continued:

and the question being upon approving Amendment No. One to Contract No. K-0910-5 with CART increasing the contract amount by \$7,000 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Chairman Rosenthal
NAYES:	None

The Chairman declared the motion carried and Amendment No. One to Contract No. K-0910-5 with CART increasing the contract amount by \$7,000 was approved and the execution thereof was authorized.

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Item 19, being:

CHANGE ORDER NO. TWO TO CONTRACT NO. K-0910-40: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND J.L. WALKER CONSTRUCTION, INC., INCREASING THE CONTRACT AMOUNT BY \$2,160 FOR THE MUNICIPAL COURT INTERIM FACILITY PROJECT, PHASE II, FINAL ACCEPTANCE OF THE PROJECT, AND BUDGET TRANSFER.

Councilmember Cubberley moved that Change Order No. Two to Contract No. K-0910-40 with J.L. Walker Construction, Inc., increasing the contract amount by \$2,160 be approved; the execution thereof be authorized; the project be accepted; final payment in the amount of \$16,749.65 to J.L. Walker Construction, Inc., be directed; and \$11,000 be transferred from Project No. BG0008, Municipal Judicial Center, Design (050-9365-419.62-01) to Project No. BG0008, Municipal Judicial Center, Construction (050-9365-419.61-01), which motion was duly seconded by Councilmember Dillingham;

- Items submitted for the record
- 1. Memorandum dated April 27, 2010, from Ronda Guerrero, Municipal Court Administrator, to Honorable Mayor and Councilmembers
 - 2. Letter dated December 18, 2009, from Richard S. McKinney, Jr., AIA, President, the McKinney Partnership Architects, to Ms. Ronda Guerrero, City of Norman Municipal Court
 - 3. Change Order No. Two to Contract No. K-0910-40
- Participants in discussion
- 1. Ms. Ann Gallagher, 1522 East Boyd Street, made comments

and the question being upon approving Change Order No. Two to Contract No. K-0910-40 with J.L. Walker Construction, Inc., increasing the contract amount by \$2,160 and upon the subsequent authorization, acceptance, directive, and transfer, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Change Order No. Two to Contract No. K-0910-40 with J.L. Walker Construction, Inc., increasing the contract amount by \$2,160 approved; the execution thereof was authorized, the project was accepted, final payment in the amount of \$16,749.65 to J.L. Walker Construction, Inc., was directed; and \$11,000 was transferred from Project No. BG0008, Municipal Judicial Center, Design (050-9365-419.62-01) to Project No. BG0008, Municipal Judicial Center, Construction (050-9365-419.61-01).

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Item 20, being:

CONTRACT NO. K-0910-174: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION FOR FEDERAL AID PROJECT NO. TCSP-0H68(007) DC, JOB NO. 122670(04) FOR THE ROBINSON STREET GRADE SEPARATION PROJECT, RESOLUTION NO. R-0910-112, AND TERMINATION OF CONTRACT NO. K-0506-82 AND AMENDMENT NO. ONE TO CONTRACT NO. K-0506-82.

Councilmember Cubberley moved that Contract No. K-0910-174 with the Oklahoma Department of Transportation be approved; Resolution No. R-0910-112 be adopted; the execution of the contract and resolution be authorized; and Contract No. K-0506-82 and Amendment No. One to Contract No. K-0506-82 be terminated, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Memorandum dated April 15, 2010, from John Clink, Capital Projects Engineer, to Honorable Mayor and Councilmembers
2. Contract No. K-0910-174 with Appendix A, Norman, Robinson Street at BNSF Railroad, awarded bid costs and Railroad Force Account
3. Resolution No. R-0910-112
4. Location map
5. Pertinent excerpts from City Council minutes of August 23, 2005, and December 22, 2009

and the question being upon approving Contract No. K-0910-174 with the Oklahoma Department of Transportation and upon the subsequent adoption, authorization, and terminations, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Contract No. K-0910-174 with the Oklahoma Department of Transportation approved; Resolution No. R-0910-112 was adopted, the execution of the contract and resolution was authorized, and Contract No. K-0506-82 and Amendment No. One to Contract No. K-0506-82 were terminated.

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Item 21, being:

CONTRACT NO. K-0910-176: A CONTRACT BY AND BETWEEN THE NORMAN UTILITIES AUTHORITY AND ENGINEERING SERVICES AND TESTING (EST), INC., IN THE AMOUNT OF \$45,000 FOR THE DESIGN, BIDDING, AND CONSTRUCTION ADMINISTRATION FOR BOYD STREET WATER TOWER RESURFACING PROJECT AND BUDGET TRANSFER.

Acting as the Norman Utilities Authority, Trustee Cubberley moved that Contract No. K-0910-176 with EST, Inc., in the amount of \$45,000 be approved, the execution thereof be authorized, and \$5,000 be transferred from Project No. WA0039, Water Tower Maintenance Project, Construction (031-9354-462.61-01) to Project No. WA0039, Water Tower Maintenance Project, Design (031-9354-462.62-01), which motion was duly seconded by Trustee Dillingham;

Items submitted for the record

1. Memorandum dated April 23, 2010, from Chris Mattingly, Utilities Superintendent, to Norman Utilities Authority
2. Contract No. K-0910-176 with Attachment A, Scope of the Project and Scope of Services; Attachment B, Compensation; and Attachment C, Time Schedule for Scope of Services Performance
3. Purchase Requisition No. 0000170556 dated April 29, 2010, in the amount of \$45,000 to Engineering Services and Testing, Inc.

Participants in discussion

1. Ms. Ann Gallagher, 1522 East Boyd Street, made comments
2. Mr. Roger Gallagher, 1522 East Boyd Street, made comments
3. Mr. Ken Komiske, Director of Utilities

Item 21, continued:

and the question being upon approving Contract No. K-0910-176 with EST, Inc., in the amount of \$45,000 and upon the subsequent authorization and transfer, a vote was taken with the following result:

YEAS:	Trustees, Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Chairman Rosenthal
NAYES:	None

The Chairman declared the motion carried and Contract No. K-0910-176 with EST, Inc., in the amount of \$45,000 approved; the execution thereof was authorized and \$5,000 was transferred from Project No. WA0039, Water Tower Maintenance Project, Construction (031-9354-462.61-01) to Project No. WA0039, Water Tower Maintenance Project, Design (031-9354-462.62-01).

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Item 22, being:

CONSIDERATION OF THE CITY ATTORNEY'S RECOMMENDATION FOR APPROVAL OF A COURT ORDER IN THE AMOUNT OF \$35,828 REGARDING PRESTON G. WHITE VS. THE CITY OF NORMAN, WORKERS' COMPENSATION COURT CASE NO. WCC-2006-11951 Y.

Councilmember Cubberley moved that the City Attorney's recommendation be approved, compliance with the Workers' Compensation Court Order be authorized, and payment of claims in the amount of \$35,828 which will constitute judgment against the City of Norman be directed, which motion was duly seconded by Councilmember Dillingham;

- 1. Memorandum dated April 26, 2010, from R. Blaine Nice, and Rebecca R. Frazier, Assistant City Attorneys, through Jeff H. Bryant, City Attorney, to the Honorable Mayor and Councilmembers
- 2. Workers' Compensation Court Order No. WCC 2006-11951Y filed April 19, 2010
- 3. Purchase Requisition No. 0000170386 dated April 26, 2010, in the amount of \$34,680 to Preston G. White and William A. Vassar, III
- 4. Purchase Requisition No. 0000170387 dated April 26, 2010, in the amount of \$693.60 to Workers' Compensation Administration Fund Tax
- 5. Purchase Requisition No. 0000170388 dated April 26, 2010, in the amount of \$260.10 to Special Occupational Health and Safety Fund
- 6. Purchase Requisition No. 0000170389 dated April 26, 2010, in the amount of \$75 to Workers' Compensation Court
- 7. Purchase Requisition No. 0000170390 dated April 26, 2010, in the amount of \$119.30 to Cleveland County Court Clerk

and the question being upon approving the City Attorney's recommendation and upon the subsequent authorization and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the City Attorney's recommendation approved; compliance with the Workers' Compensation Court Order was authorized and payment of claims in the amount of \$35,828 which will constitute judgment against the City of Norman was directed.

* * * * *

Item 23, being:

RESOLUTION NO. R-0910-110: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$65,000 FROM THE GENERAL FUND BALANCE TO COVER ANTICIPATED LEGAL EXPENSES FOR THE REMAINDER OF FYE 2010.

Councilmember Cubberley moved that Resolution No. R-0910-110 be adopted, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Memorandum dated April 12, 2010, from Jeff Harley Bryant, City Attorney, to Honorable Mayor and Councilmembers
2. Resolution No. R-0910-110

Participants in discussion

1. Ms. Ann Gallagher, 1522 East Boyd Street, made comments
2. Mr. Leonard Youngblood, 3201 Swan Hollow, asked questions
3. Mr. Jeff Bryant, City Attorney
4. Mr. Roger Gallagher, 1522 East Boyd Street, made comments
5. Mr. Mark Campbell, 2821 Dewey Avenue, made comments
6. Mr. Mark Mitchell, 912 Barnell, asked questions

and the question being upon adopting Resolution No. R-0910-110, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Resolution No. R-0910-110 was adopted.

* * * * *

Item 24, being:

RESOLUTION NO. R-0910-114: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, EXPRESSING SUPPORT FOR LOCALLY-BASED, SUSTAINABLE, AND EQUITABLE COMMERCE, WELL-BEING OF SMALL FARMERS AND PRODUCERS, AND SUPPORT OF SMALL AND LOCAL BUSINESSES.

Councilmember Cubberley moved that Resolution No. R-0910-114 be adopted, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

1. Memorandum dated May 10, 2010, from the Norman Human Rights Commission, to the Honorable Mayor and Councilmembers
2. Resolution No. R-0910-114
3. Letter of support dated February 13, 2010, from Chadwick Cox, Ph.D., Retired Professor of Biochemistry and Molecular Biology, OU Health Sciences Center, to the Norman City Council
4. Letter of support dated February 16, 2010, from Edwin Kessler to Municipal Council of the City of Norman
5. Letter of Support dated March 11, 2010, from Anna-Mary Suggs, Executive Director, Norman Chamber of Commerce, to Whom It May Concern
6. Letter of Support dated March 14, 2010, from Everett L. Miller, to Whom It May Concern
7. Letter of support dated March 14, 2010, from Larry Bierman, President, Norman Unitarian Universalist Fellowship, to Whom It May Concern
8. Letter of support dated March 15, 2010, from Joan Kaplan, Secretary, Norman Women Entrepreneurs Network, to Whom it May Concern
9. Letter of Support dated March 18, 2010, from Sara Kaplan, Owner/Operator, Native Roots Market to City Councilmembers
10. Letter of Support dated March 19, 2010, from Representative Wallace Collins, House District 45, Norman, for Stephanie Bates
11. Letter of Support from Samantha Daron
12. Letter of Support from Sarah K. Capps

Item 24, continued:

Items submitted for the record, continued

- 13. Letter of Support from Rachel Berkowitz
- 14. Letter of Support from Katie Fitzgerald, Executive Director, Center for Children and Families, to Whom It May Concern
- 15. Letter of Support from Alice Fielding, President, Unitarian Universalist Community Church, to Whom It May Concern
- 16. Letter of Support dated March 22, 2010, from Phoebe Schmitz, President, Norman League of Women Voters, to the Norman City Council
- 17. Pertinent excerpts from Norman Human Rights Commission minutes of April 5, 2010

Participants in discussion

- 1. Mr. Michael Ridgeway, Chairman of the Human Rights Commission, accepted the on, to the Honorable Mayor and Councilmembers
- 2. Mr. Ajit Bhand representing Norman Fair Trade, made comments

and the question being upon adopting Resolution No. R-0910-114, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Resolution No. R-0910-114 was adopted.

* * * * *

Item 25, being:

RESOLUTION NO. R-0910-117: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, TRANSFERRING \$1,700 FROM THE LONGFELLOW-JEFFERSON SAFE ROUTES PROJECT CONSTRUCTION ACCOUNT AND APPROPRIATING \$3,300 FROM THE SPECIAL REVENUE FUND BALANCE TO PAY UP-FRONT COSTS FOR THE PROJECT.

Councilmember Cubberley moved that Resolution No. R-0910-117 be adopted, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Memorandum dated April 19, 2010, from Michael D. Rayburn, Staff Engineer, Traffic Division, to Honorable Mayor and City Council
- 2. Resolution No. R-0910-117

and the question being upon adopting Resolution No. R-0910-117, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and Resolution No. R-0910-117 was adopted.

* * * * *

Item 26, being:

RESOLUTION NO. R-0910-118: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, TRANSFERRING \$619 FROM THE MISCELLANEOUS REIMBURSEMENTS/REFUNDS ACCOUNT TO REIMBURSE THE POLICE DEPARTMENT FOR TESTING FEES WHICH HAD PREVIOUSLY BEEN PAID BY THOSE APPLYING FOR POLICE OFFICER POSITIONS AND RECEIPTED INTO THE REIMBURSEMENT/REFUND ACCOUNT.

Councilmember Cubberley moved that Resolution No. R-0910-118 be adopted, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Memorandum dated April 14, 2010, from Phil Cotten, Chief of Police, to Honorable Mayor and City Council
- 2. Resolution No. R-0910-118

and the question being upon adopting Resolution No. R-0910-118, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and Resolution No. R-0910-118 was adopted.

* * * * *

Item 27, being:

PROCLAMATION NO. P-0910-21: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF MAY 16 THROUGH 21, 2010, AS EMERGENCY MEDICAL SERVICES WEEK IN THE CITY OF NORMAN.

Councilmember Cubberley moved that receipt of Proclamation No. P-0910-21 proclaiming the week of May 16 through 21, 2010, as Emergency Medical Services Week in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Proclamation No. P-0910-21

Participants in discussion

- 1. Dr. Pat Cody, Norman Regional Health Systems Emergency Room Physician, and Mr. Eddie Simms, Chief/Manager of EMSTAT, Norman Regional Hospital,, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No. P-0910-21 proclaiming the week of May 16 through 21, 2010, as Emergency Medical Services Week in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and receipt of Proclamation No. P-0910-21 proclaiming the week of May 16 through 21, 2010, as Emergency Medical Services Week in the City of Norman acknowledged; and the filing thereof was directed.

* * * * *

Item 28, being:

PROCLAMATION NO. P-0910-26: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF MAY, 2010, AS MOTORCYCLE SAFETY AWARENESS MONTH IN THE CITY OF NORMAN.

Councilmember Cubberley moved that receipt of Proclamation No. P-0910-26 proclaiming the month of May, 2010, as Motorcycle Safety Awareness Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Proclamation No. P-0910-26

Participants in discussion

- 1. Mr. Mike Revere, President of American Bikers Aimed toward Educations (ABATE), accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No. P-0910-26 proclaiming the month of May, 2010, as Motorcycle Safety Awareness Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and receipt of Proclamation No. P-0910-26 proclaiming the month of May, 2010, as Motorcycle Safety Awareness Month in the City of Norman acknowledged; and the filing thereof was directed.

* * * * *

Item 29, being:

PROCLAMATION NO. P-0910-27: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING FRIDAY, MAY 21, 2010, AS BIKE-TO-WORK DAY IN THE CITY OF NORMAN.

Councilmember Cubberley moved that receipt of Proclamation No. P-0910-27 proclaiming Friday, May 21, 2010, as Bike-to-Work Day in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Proclamation No. P-0910-27

Participants in discussion

- 1. Mr. Paul Minnis, Chairman of the Bicycle Advisory Committee, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No. P-0910-27 proclaiming Friday, May 21, 2010, as Bike-to-Work Day in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal

NAYES: None

The Mayor declared the motion carried and receipt of Proclamation No. P-0910-27 proclaiming Friday, May 21, 2010, as Bike-to-Work Day in the City of Norman acknowledged; and the filing thereof was directed.

* * * * *

Item 30, being:

PROCLAMATION NO. P-0910-28: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE WEEK OF MAY 10 THROUGH 16, 2010, AS NATIONAL TRAVEL AND TOURISM WEEK IN THE CITY OF NORMAN.

Councilmember Cubberley moved that receipt of Proclamation No. P-0910-28 proclaiming the week of May 10 through 16, 2010, as National Travel and Tourism Week in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Dillingham;

Items submitted for the record

- 1. Proclamation No. P-0910-28

Participants in discussion

- 1. Mr. Stephen Koranda, Executive Director of the Norman Convention and Visitors Bureau, accepted the proclamation and thanked the Council

and the question being upon acknowledging receipt of Proclamation No P-0910-28 proclaiming the week of May 10 through 16, 2010, as National Travel and Tourism Week in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and receipt of Proclamation No. P-0910-28 proclaiming the week of May 10 through 16, 2010, as National Travel and Tourism Week in the City of Norman acknowledged; and the filing thereof was directed.

* * * * *

Item 31, being:

RESOLUTION NO. R-0910-111: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, ADOPTING AND CONFIRMING FINAL COSTS ASSOCIATED WITH IMPROVEMENTS TO ROBINSON STREET, AN ARTERIAL ROAD, FROM 400 FEET WEST OF 48TH AVENUE N.W. TO 935 FEET EAST OF BROOKDALE DRIVE AND AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO RELEASE PROPERTIES AS ASSESSMENTS ARE PAID.

Councilmember Kovach having moved in City Council's meeting of April 27, 2010, that Resolution No. R-0910-111 be adopted, which motion having been duly seconded by Councilmember Cubberley;

Items submitted for the record

- 1. Memorandum dated April 28, 2010, from John Clink, Capital Projects Engineer, to Honorable Mayor and City Councilmembers
- 2. Resolution No. R-0910-111 with Exhibit A, Location Map, and Exhibit B, List of Properties Included in Robinson Street Widening Recoupment Project, 48th Avenue N.W. to Brookhaven Boulevard
- 3. Pertinent excerpts from City Council minutes of April 27, 2010

Participants in discussion

- 1. Mr. Shawn O’Leary, Director of Public Works

and the question being upon adopting Resolution No. R-0910-111, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
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NAYES:	None
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The Mayor declared the motion carried and Resolution No. R-0910-111 was adopted.

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Item 32, being:

RESOLUTION NO. R-0910-95: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING THE NORMAN 2025 LAND USE AND TRANSPORTATION PLAN, LAND USE PLAN AMENDMENT NO. LUP-0910-7, SO AS TO PLACE PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 9 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE MEDIUM DENSITY RESIDENTIAL DESIGNATION AND REMOVE THE SAME FROM THE LOW DENSITY RESIDENTIAL DESIGNATION, OF SAID CITY. (2525 EAST LINDSEY STREET).

Councilmember Atkins having moved in City Council’s meeting of April 27, 2010, that Resolution No. R-0910-95, Land Use Plan Amendment No. LUP-0910-7, be postponed until May 11, 2010, which motion having been duly seconded by Councilmember Quinn, Councilmember Cubberley moved that Resolution No R-0910-95, Land Use Plan Amendment No. LUP-0910-7, be adopted and the NORMAN 2025 Land Use and Transportation Plan be amended according thereto, which motion was duly seconded by Councilmember Ezzell;

Items submitted for the record

- 1. Memorandum dated March 29, 2010, from Doug Koscinski, AICP, Manager, Current Planning Division, to Honorable Mayor and Councilmembers
- 2. Resolution No. R-0910-95, Land Use Plan Amendment No. LUP-0910-7
- 3. Location map
- 4. Staff Report dated March 11, 2010, recommending approval with conditions
- 5. Pertinent excerpts from Planning Commission minutes of March 11, 2010
- 6. Pertinent excerpts from City Council minutes of April 27, 2010

Participants in discussion

- 1. Mr. Sean Rieger, 136 Thompson Drive, attorney representing the applicant
- 2. Mr. Gene Barnes, 404 Fireside Drive, applicant
- 3. Mr. Jerry Worster, 132 North Santa Fe Street, proponent
- 4. Ms. Susan Connors, Director of Planning and Community Development
- 5. Mr. Phil Cotten, Police Chief
- 6. Mr. Shawn O’Leary, Director of Public Works
- 7. Mr. David Riesland, Assistant Traffic Engineer
- 8. Ms. Annette Tipton, 1217 Briar Patch Way, made comments
- 9. Mr. Jerry Drury, 2802 Devonshire, proponent
- 10. Mr. Allen Edson, 828 North Markwell, proponent
- 11. Mr. Greg Heiple, 1021 Lairds Woods Lane, protestant
- 12. Ms. Donna Ruth, 2605 East Lindsey, owner of Just For Kids Daycare Center, protestant
- 13. Mr. Mark Campbell, 2821 Dewey Avenue, protestant
- 14. Mr. Zach Seat, 1627 Southern Heights, proponent
- 15. Mr. Caleb Wilson, 203 East Center, Lexington, proponent
- 16. Ms. Teresa Scamehorn, 2604 Briar Patch Way, protestant
- 17. Mr. Dennis Mina, 1404 Biltmore Court, proponent
- 18. Ms. Autumn Gokey, 1093 Linda Lane, Newcastle, proponent
- 19. Ms. Beth Flowers, 2620 Briar Patch Way, protestant
- 20. Mr. John Mark Hart, 6028 South May, Oklahoma City, proponent
- 21. Mr. Roger Gallagher, 1522 East Boyd Street, made comments
- 22. Mr. Matt Maddox, 315 ½ Duffy, proponent
- 23. Mr. Leonard Youngblood, 3201 Swan Hollow, protestant
- 24. Mr. Chad Robinson, 11201 Nile Avenue, Oklahoma City, proponent
- 25. Mr. Brad Worster, 132 North Santa Fe, proponent
- 26. Mr. Wayne Rogers, 10424 103rd, Slaughterville, proponent
- 27. Ms. Jeanette Coker, 620 East Main Street, proponent
- 28. Mr. David Davis, 3100 Little Pond Road, proponent

and the question being upon adopting Resolution No R-0910-95, Land Use Plan Amendment No. LUP-0910-7, and upon the subsequent amendment, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	Councilmember Atkins

The Mayor declared the motion carried and Resolution No R-0910-95, Land Use Plan Amendment No. LUP-0910-7, adopted; and the NORMAN 2025 Land Use and Transportation Plan was amended according thereto.

Item 33, being:

ORDINANCE NO. O-0910-24: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE A TRACT OF LAND LYING WITHIN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 9 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA, IN THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, AND REMOVE THE SAME FROM THE A-2, RURAL AGRICULTURAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (2525 EAST LINDSEY STREET)

Ordinance No. O-0910-24 having been Introduced and adopted upon First Reading by title in City Council's meeting of April 13, 2010, and postponed until May 11, 2010, in City Council's meeting of April 27, 2010, Councilmember Cubberley moved that Ordinance No. O-910-24 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Ezzell;

Items submitted for the record

1. Ordinance No. O-0910-24 with Exhibit A, site development plan
2. Location map
3. Staff Report dated March 11, 2010
4. Project description from Gene Barnes, Mission Norman, to Sean Rieger
5. Planned Unit Development Narrative dated February 8, 2010, for Mission Norman Addition
6. Preliminary plat
7. Renderings of site
8. Protest area map with 0.33% filed protest within notification area
9. Letter of protest dated March 3, 2010, from Walter H. Knoepfli and Isobel L. Knoepfli to Members of the Planning Commission
10. Letter of support dated March 25, 2010, from David O. Hess to City Councilmembers
11. Letter of support dated March 19, 2010, from H. Harvey Hill, III, to Whom It May Concern
12. Letter of support dated March 23, 2010, from Dr. Ed Sasnett, Pastor, Northeast Baptist Church, to Whom It May Concern
13. Email of support dated March 24, 2010, from Dana L. Jackson, University MHR Graduate Student, to Whom It May Concern
14. Email of support dated March 24, 2010, from Pastor Robert L. Jackson, President and Founder of CPM Ministries International, to Whom It May Concern
15. Letter of support dated March 25, 2010, from Cindy Honeycutt, L.P.C., L.A.D.C., to Whom It May Concern
16. Letter of support dated March 25, 2010, from Russell Morris to Whom It May Concern
17. Letter of support dated March 26, 2010, from Rick Anthony, Senior Pastor, Grace Fellowship, to Whom It May Concern
18. Email of support dated March 26, 2010, from Sandy Duncan to Whom It May Concern
19. Letter of support dated March 26, 2010, from Jason L. Garner, Minister of Music and Education, Brookhaven Baptist Church, to Whom It May Concern
20. Email of support dated March 26, 2010, from Michael L. Hatcher to Whom It May Concern
21. Letter of support dated March 26, 2010, from Steven Walls to Whom It May Concern
22. Email of support dated March 27, 2010, from Steve Miller to Whom It May Concern
23. Letter of support dated March 27, 2010, from Jessica Reynolds to Whom It May Concern
24. Letter of support dated March 27, 2010, from Jerry A. Wright, Treasurer, Southpark Baptist Church, to Whom It May Concern
25. Letter of support dated March 28, 2010, from John and Jolene Lyles to Whom It May Concern
26. Letter of support dated March 29, 2010, from Randi Byers to Whom It May Concern
27. Email of support dated March 29, 2010, from Reverend Keith Jacobs, Pastor, Regency Park Baptist Church, to Whom It May Concern
28. Email of support dated March 29, 2010, from Larry and Ruby Leighton to Whom It May Concern

Item 33, continued:

Items submitted for the record, continued:

29. Letter of support dated March 29, 2010, from Albert Porterfield to Whom It May Concern
30. Email of support dated March 29, 2010, from Gerald Turner to Whom It May Concern
31. Email of support dated March 30, 2010, from Richard Boyanton, Pastor, Town and Country Church, to Whom It May Concern
32. Letter of support dated March 30, 2010, from Larry Gardner to Whom It May Concern
33. Letter of support dated March 30, 2010, from Pamela N. Greening to Whom It May Concern
34. Letter of support dated March 30, 2010, from Dale E. Ross, Dale E. Ross Consulting, to Whom It May Concern
35. Letter of support dated March 30, 2010, from Ray Sims, Pastor, Sharon Baptist Church, to Whom It May Concern
36. Letter of support received April 14, 2010, from Ron Banks, to Whom It May Concern
37. Letter of support dated April 19, 2010, from Bill Nations, Oklahoma State Representative, District 44, to the Mayor and Council of Norman
38. Letter of support received April 15, 2010, from David S. Edwards, River Church, To Whom It May Concern
39. Letter of support received April 15, 2010, from Fred M. Greening, Pastor, Goldsby Baptist Church, to Whom It May Concern
40. Letter of support received April 15, 2010, from Pastor Joshua Gutteridge, New Life Bible Church, to Whom It May Concern
41. Letter of support received April 15, 2010, from Pastor Greg Mack, Slaughterville Baptist Church, to Whom It May Concern
42. Letter of support dated March 26, 2010, from Pastor Chad Robinson, Second Chance Ministries, to Whom It May Concern
43. Letter of support dated March 30, 2010, from Candace Hart to the City of Norman Approval Committee
44. Letter of support dated March 31, 2010, from Doris and George Dannehl to Whom It May Concern
45. Letter of support dated March 31, 2010, from John-Mark Hart to the City of Norman City Council
46. Letter of support dated March 31, 2010, from Pastor Josh Wagner, Berry Road Baptist Church, to Whom It May Concern
47. Letter of support dated April 1, 2010, from Doug and Susan Taylor to Whom It May Concern
48. Letter of support dated April 2, 2010, from Reverend Stuart M. Tully, Global Harvest Missions, to Whom It May Concern
49. Letter of support dated April 4, 2010, from Ron Banks to Whom It May Concern
50. Letter of support dated April 4, 2010, from Reverend Dennis Mahoney Mina to Whom It May Concern
51. Letter of support dated April 5, 2010, from Alan Sample, Pastor, Care and Counseling, Journey Covenant Church, to Whom It May Concern
52. Letter of support dated April 5, 2010, from Tom Henthorn to Whom It May Concern
53. Letter of support dated April 19, 2010, from Bill Nations, State Representative for the House of Representatives, District 44, to the Mayor and Council of Norman
54. Letter of support dated April 22, 2010, from Joan Barker to Whom It May Concern
55. Letter of support dated April 27, 2010, from James M. and Rose Elaine Robertson to Whom It May Concern
56. Letter of support dated April 27, 2010, from Jonathan Leavey, Former Ward 3 City Councilman, to Whom It May Concern
57. Letter of support dated April 27, 2010, from Dr. Preston Collins, Executive Director, Union Baptist Association, to Whom It May Concern
58. Letter of support dated April 29, 2010, from Elizabeth Banks
59. Email of support dated April 30, 2010, from Pastor James L. Anderson, Brookhaven Baptist Church, to Whom It May Concern
60. Letter of support dated May 3, 2010, from Scott C. Martin, State Representative for the House of Representatives, District 46, to City Councilmembers
61. Letter of support dated May 4, 2010, from Keith Cook, P.E., JTK Engineering Company, to Whom It May Concern

Item 33, continued:

Items submitted for the record, continued:

- 62. Email of support dated May 5, 2010, from Joey Armstrong, M.Div. Community Minister, First Baptist Church Norman, Buckner Children and Family Services, to Whom It May Concern
- 63. Letter of support dated May 6, 2010, from Brad Worster to Mayor and City Councilmembers
- 64. Letter of support dated May 6, 2010, from Jerry Worster, Mission Norman Volunteer, to Honorable Mayor and City Councilpersons
- 65. Letter of support received May 6, 2010, from Wallace Collins, State Representative for the House of Representatives, District 45, to Whom It May Concern
- 66. Letter of support received May 6, 2010, from Debbie Rodgers to Whom It May Concern
- 67. Letter of support received May 6, 2010, from Ryan Weber to Whom It May Concern
- 68. Letter of support received May 6, 2010, from Jeff Robinett, Lead Pastor, Heartland Church, to Whom It May Concern
- 69. Letter of support received May 6, 2010, from Pastor Dave Davis, First Baptist Church, Cole, to Whom It May Concern
- 70. Letter of support received May 6, 2010, from Fred M. Greening, Pastor, Goldsby Baptist Church, to Whom It May Concern
- 71. Petition of Opposition dated May 3, 2010, with 195 signatures
- 72. Norman Predevelopment Summary for Case No. PD 09-28, dated December 17, 2009, for Mission Norman
- 73. Pertinent excerpts from City Council minutes of April 27, 2010

Thereupon, Councilmember Dillingham moved that the PUD narrative for Ordinance No. O-0910-24 be amended as read as follows:

III. DEVELOPMENT PLANS AND DESIGN REQUIREMENTS

The Addition is comprised of several different buildings that provide a variety of uses and characteristics. The Exhibits attached hereto are incorporated herein by reference. Generally, the uses on the site shall be as follows:

A. The Main Building

This building is to be the primary building on the site where all public activities are to take place. Inside the main building will be the following:

- 1. Religious Worship and Fellowship Hall.
- 2. Counseling and Bible Study Rooms.
- 3. Kitchen and dining areas.
- 4. Food storage and distribution with walk-in refrigerator and freezer space for a food pantry. The pantry hours shall operate to the public between the hours of 9:00 a.m. and 3:00 p.m. only.
- 5. Administrative offices.
- ~~6. A small medical/dental clinic.~~
- ~~7. Restrooms.~~
- ~~7.8-Related ancillary functions to all of the above~~

* * *

C. Residential Buildings A, B, C., and D.

These buildings are to serve as housing for transitional families. The buildings are 2 bedroom 4-plexes. This area of the Addition shall conform with all zoning requirements under the RM-2 District in Norman zoning codes. The complex shall be staffed by a full time onsite residential manager during the time of occupancy by the families.

* * *

E. Building Construction.

* * *

It is the intent of the developer that the site, as seen from Lindsey Street, will have an appealing and quality aesthetic such as a typical church and religious facility would be.

The phasing shall begin with (1) Building A, followed by (2) the Main Building followed by (3) subsequent facilities.

* * *

Item 33, continued:

which motion was duly seconded by Councilmember Cubberley; and the question being upon amending the PUD Narrative for Ordinance No. O-0910-24 as stated above, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	Councilmember Atkins

The Mayor declared the motion carried and the PUD Narrative for Ordinance No. O-0910-24 was amended as stated above.

and the question being upon adopting Ordinance No. O-0910-24, as amended, upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	Councilmember Atkins

The Mayor declared the motion carried and Ordinance No. O-0910-24, as amended, was adopted upon Second Reading section by section.

Thereupon, Councilmember Cubberley moved that Ordinance No. O-0910-24, as amended, be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Dillingham; and the question being upon adopting Ordinance No. O-0910-24, as amended, upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	Councilmember Atkins

The Mayor declared the motion carried and Ordinance No. O-0910-24, as amended, was adopted upon Final Reading as a whole.

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Item 34, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR MISSION NORMAN ADDITION, A PLANNED UNIT DEVELOPMENT.

Councilmember Atkins having moved in City Council’s meeting of April 27, 2010, that the preliminary plat for Mission Norman Addition, a Planned Unit Development, be postponed until May 11, 2010, which motion having been duly seconded by Councilmember Quinn, Councilmember Ezzell moved that the preliminary plat for Mission Norman Addition, a Planned Unit Development, be approved, which motion was duly seconded by Councilmember Cubberley;

- Items submitted for the record
1. Memorandum dated March 30, 2010, from Angelo Lombardo, Traffic Engineer, and Ken Danner, Development Manager, to Honorable Mayor and Councilmembers
 2. Location map
 3. Master Development Plan
 4. Preliminary plat
 5. Staff Report dated March 11, 2010

Item 34, continued:

and the question being upon approving the preliminary plat for Mission Norman Addition, a Planned Unit Development, a vote was taken with the following result:

YEAS:	Councilmembers Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	Councilmember Atkins

The Mayor declared the motion carried and the preliminary plat for Mission Norman Addition, a Planned Unit Development was approved.

* * * * *

Item 35, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR FOUNTAIN VIEW ADDITION (FORMERLY WINDSTONE FARMS ADDITION).

Councilmember Cubberley moved that the preliminary plat for Fountain View Addition (formerly Windstone Farms Addition) be postponed until May 25, 2010, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
- 1. Memorandum dated April 19, 2010, from Angelo Lombardo, Traffic Engineer, and Ken Danner, Development Manager, to Honorable Mayor and Councilmembers
 - 2. Location map
 - 3. Preliminary plat
 - 4. Staff Report dated April 8, 2010, recommending reapproval
 - 5. City of Norman Development Review Form, Traffic Impacts, dated April 2, 2010, conducted by David R. Riesland, P.E., Assistant City Traffic Engineer, for Windstone/Fountain View Addition
 - 6. Pertinent excerpts from Planning Commission minutes of April 8, 2010

and the question being upon postponing the preliminary plat for Fountain View Addition, (formerly Windstone Farms Addition) until May 25, 2010, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the preliminary plat for Fountain View Addition (formerly Windstone Farms Addition) was postponed until May 25, 2010.

* * * * *

Item 36, being:

ORDINANCE NO. O-0910-28: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE A TRACT OF LAND LYING WITHIN THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 9 NORTH, RANGE 2 WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA, IN THE C-2, GENERAL COMMERCIAL DISTRICT, AND REMOVE THE SAME FROM THE PUD, PLANNED UNIT DEVELOPMENT DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (1051 12TH AVENUE N.E.)

Ordinance No. O-0910-28 having been Introduced and adopted upon First Reading by title in City Council's meeting of April 27, 2010, Councilmember Griffith moved that Ordinance No. O-0910-28 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Butler;

Item 36, continued:

Items submitted for the record

- 1. Memorandum dated April 12, 2010, from Doug Koscinski, AICP, Manager, Current Planning Division, to Honorable Mayor and Councilmembers
- 2. Ordinance No. O-0910-28 and Exhibit A, site development plan
- 3. Location map
- 4. Staff Report dated April 8, 2010, recommending approval
- 5. Pertinent excerpts from Planning Commission minutes of April 8, 2010

Participants in discussion

- 1. Mr. Steven Teel, 490 Elm Avenue, property owner

and the question being upon adopting Ordinance No. O-0910-28 upon Second Reading section by section, a vote was taken with the following result:

YEAS:

Councilmembers Atkins Butler,
Cubberley, Dillingham, Ezzell, Griffith,
Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Ordinance No. O-0910-28 was adopted upon Second Reading section by section.

Thereupon, Councilmember Dillingham moved that Ordinance No. O-0910-28 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Atkins; and the question being upon adopting Ordinance No. O-0910-28 upon Final Reading as a whole, the roll was called with the following result:

YEAS:

Councilmembers Atkins, Butler,
Cubberley, Dillingham, Ezzell, Griffith,
Mayor Rosenthal

NAYES:

None

The Mayor declared the motion carried and Ordinance No. O-0910-28 was adopted upon Final Reading as a whole.

* * * * *

MISCELLANEOUS DISCUSSION

Layoffs and Budget Cuts. Mr. W. T. Farrow, 112 Owens Street, Lexington, said he was worried about City budget cuts and losing his job. He said he loved his job and the people on his Sanitation route had commented how important his job was and he had asked them to contact their Councilmembers and the Superintendents. He said he had attended last week’s Study Session and knows Council has some difficult decisions to make. He asked Council to please take into consideration the families that will be affected.

Mr. Phillip Brooks, 2504 Leeds Lane, said Item 23 was a Resolution using \$65,000 from the General Fund Balance for outside legal fees. He said all other departments were given budgets this year and were able to stay within their budgets and had even cut 10% from their budgets. He asked why the Legal Department did not have the same guidelines as the rest of the departments. He said he worked Monday after the storm until 10:00 p.m. clearing the roads to allow emergency vehicles to travel through even though the City was trying to cut his job. He asked Council to please consider the families that will be affected.

Ms. Holly Rains, 8279 Timber Oaks, Noble, said she worked in the Animal Welfare Division and her position was one that could possibly be “bumped”. She said she was a single mother with two children with special needs and asked Council to please look at the trained employees that the City could lose who had already built relationships with Norman citizens. She said she did not understand about the layoffs or the “bumping” when she is hearing that City of Norman employees were getting raises. She said this was not fair for employees losing their jobs to bump into jobs they did not want in order to survive in today’s economy. She said she depends on her check, she works hard for it, and has documentation in her personnel file with compliments from citizens who trust her. She said to please consider all the employees who stayed up late tonight to fight for their jobs.

Miscellaneous Discussion, continued:

Layoffs and Budget Cuts, continued. Mr. Kevin Potts, 3620 Barwick Drive, said he had lived in Norman all of his life and was hired as a City of Norman Electrical Inspector on October 19, 2009. He said he had 30 years experience in the industry and was well prepared to function as an Electrical Inspector. He read excerpts regarding the purpose of his job from the 2005 National Electric Code and the mission statement of the Planning and Community Development Department. He said there is presently one other Electrical Inspector, two Building Inspectors, and three Heat and Air Inspectors and was trying to make sense out of eliminating his position. He said he has stayed very busy since he was hired and had worked 107 hours the week he was told his position was being eliminated because he was covering for the other Electrical Inspector who had taken some well deserved time off. He said the number of building permits had doubled what they were a year ago and several large projects were in progress such as the expansion of Hitachi and the Moore Norman Technology Center and the Links Project which is 44 buildings, a clubhouse, and irrigation pump house. He described the building permit process as a teamwork effort that starts from the ground up. He said he would like someone to explain why this was happening because he knew there was a definite need for the position.

Ms. Christy Jones, 2504 Leeds Lane, said in order to build up sales tax revenues, jobs have to be generated, not cut. She asked who was responsible for the budget, if the plan was to continue to cut jobs, and what the process was for these cuts. She said she felt this was a quick fix for this year but next year it would continue to be a problem.

Ms. Ann Gallagher, 1522 East Boyd Street, said these are tough times and there are tough decisions to be made. She said elected officials are dedicated and know what their responsibilities are and everyone tightens their belts during tough times and puts aside projects to save some jobs. She said during crisis situations, citizens should understand without complaining. She said Council needs to make citizens aware that they are being heard and their suggestions are being considered.

Mr. Leonard Youngblood, 3201 Swan Hollow Drive, said if citizens wanted things to change, the way to do that is to vote at the next election.

Mr. Mark Campbell, 2821 Dewey Avenue, said everyone needed to roll up their sleeves and make sacrifices to save jobs.

Mr. Roger Gallagher, 1522 East Boyd Street, asked why job cuts were not be considered by seniority. He said the decision to cut costs for the Lobbyist and Oklahoma Municipal League were good ideas. He said these employees whose jobs were being cut were hired for a reason, were important, and hoped they could be retained.

Mr. Jerry Younts, 4709 Forest Hills Drive, Noble, said he had worked for the City for 20 years and there is not a contractor that can match the work the City employees did because contractors do it for the price and the employees do it for the pride. He said during last night's severe weather, several employees came to the office before they were called in. He said Norman's streets were well taken care of because the employees took care of the streets.

Mr. Mark Mitchell, 920 Barnell, said he hoped Council had come to some reasonable conclusions to save jobs and not cut pay. He said there were better paying jobs but he took the job with the City because it was a secure job with good benefits and served a purpose. He said these employees are working here because they want to and because of that, Norman residents were very well taken care of. He said he hoped Council would make cuts where the quality of life in Norman would not be affected.

Ms. Sonya Potts, 3620 Barwick Drive, said her husband, Kevin Potts, found out in July, 2009, that there was an Electrical Inspector position open, applied for the job, and was proud to be a part of the that team. She said there was evidently a great need for an additional Electrical Inspector in the City of Norman and the decision to cut the position should be questioned. She said there had been two Electrical Inspectors for 15 years. She said the day before her husband's Six Month Probationary period ended, he was told his position had been eliminated; however he received a 4% raise and asked how this could happen. She asked Council to consider all that had been said this evening.

Mr. Jeff Bryant, City Attorney, said each employee receives a 6 month probationary merit raise which is set by Union Contract and the Personnel Manual. He said the City is currently in negotiations with the labor unions about several pay items but the new contract will not be effective until July 1st and Mr. Potts' merit raise was included in the present agreement.

Miscellaneous Discussion, continued:

Layoffs and Budget Cuts, continued. Mayor Rosenthal said there was a public hearing on the Budget scheduled for May 25, 2010, and all of these items will be addressed at that time. She said the City Manager was writing down all the questions this evening so they could be addressed. She thanked everyone who stayed at the meeting and appreciated everyone's comments. She said Council continued to work through very difficult budget circumstances and there are no easy answers.

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Storm Debris Contract. Ms. Jeanette Coker, 620 East Main Street, asked Council why the City was hiring people from Texas to come to Norman and clean up storm debris instead of using City employees who were being laid off to do the work. She said this was a perfect example of not "Shopping Norman" and it would help keep sales tax dollars in Norman.

Mr. Phillip Brooks, 2504 Leeds Lane, asked why the City was sending their money to Texas for the storm cleanup when there were people here to do the job.

Ms. Christy Jones, 2504 Leeds Lane, asked why the City contracted outside of Norman.

Mr. Shawn O'Leary Director of Public Works, said Council has not yet hired a contractor to address the storm cleanup. He said bids were solicited from approximately 70 contractors from all over the United States and the lowest bid was from Austin, Texas, with two other contractors selected as standbys in case the low bidder was unavailable. He said negotiations should be completed by Wednesday, May 12th and Staff anticipated that this particular storm event will take 60 to 90 days to collect and dispose of the debris. He said cleanup of the 2007 Ice Storm required 4 to 5 months beginning to end and at that time, using City Staff had been discussed and the question that was asked was "Should we use our Staff and consume all of their time for storm cleanup only or use contractors to allow Staff to complete their regular job duties." He said one of the most important factors was that the Federal Emergency Management Agency and from Oklahoma Emergency Management would reimburse 92.5% of the cost to the City if contractors are used and very little reimbursement would be received if City workers are used. He said this particular event would only cost the City approximately \$60,000 if contractors are used.

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Emergency Vehicles. Ms. Ann Gallagher, 1522 East Boyd Street, said citizens are not paying attention when emergency vehicles are reach the scene of an accident and encouraged citizens to yield to emergency vehicles .

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Mission Norman. Mr. Leonard Youngblood, 3201 Swan Hollow Drive, congratulated Councilmember Atkins for voting against Mission Norman.

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Severe Weather. Mr. Mark Campbell, 2821 Dewey Avenue, said he wished Channel 20 could be used as an emergency information channel during severe weather and there needs to be a better way to alert others during crisis situations.

Mr. Bobby Stevens, 3801 108th Avenue S.E., said there was a lot of damage on the east side of Norman and citizens had been lucky that it had not been worse. He thanked City employees, other cities, and Cleveland County for coming and helping out. He said a helicopter would have helped in the situation.

Councilmember Butler thanked everyone who had helped out the victims of the tornado on Monday, May 10th.

*

Tax Increment Finance (TIF) Authority. Mr. Roger Gallagher, 1522 East Boyd Street, said he recently read the TIF documents and attended a TIF Oversight Committee meeting. He said the original ideas for the TIF were not followed and it has its problems. He said most of the businesses there are ordinary commercial establishments and since the contract has not been followed, the City can back out of the contract. He said then it could just be a regular shopping area and the City could start getting the sales tax for retail sales made there.

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ADJOURNMENT

There being no further business, Councilmember Atkins moved that the meeting be adjourned, which motion was duly seconded by Councilmember Dillingham; and the question being upon adjournment of the meeting, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Cubberley, Dillingham, Ezzell, Griffith, Mayor Rosenthal
NAYES:	None

The Mayor declared the motion carried and the meeting was adjourned at 12:26 a.m.

ATTEST:

City Clerk

Mayor